

**UNITED STATES INTERNATIONAL TRADE COMMISSION**  
**Washington D.C. 20436**

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**In the Matter of**

**CERTAIN AUTOMOTIVE PARTS**

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) **Inv. No. 337-TA-557**  
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**NOTICE OF COMMISSION DETERMINATION GRANTING COMPLAINANT'S  
MOTION FOR SUMMARY DETERMINATION ON ECONOMIC PRONG OF  
DOMESTIC INDUSTRY REQUIREMENT**

AGENCY: U.S. International Trade Commission

ACTION: Notice

SUMMARY: Notice is hereby given that the U.S. International Trade Commission did not determine to review an initial determination ("ID") of the presiding administrative law judge ("ALJ") granting complainant's motion for summary determination on the economic prong of the domestic industry requirement in the above-captioned investigation. The ID therefore became the determination of the Commission.

FOR FURTHER INFORMATION CONTACT: Clint Gerdine, Esq., telephone 202-708-2310, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, D.C. 20436. Copies of all nonconfidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street SW., Washington, D.C. 20436, telephone 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet server <http://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>. Hearing-impaired persons are advised that information on the matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on January 4, 2006, based on a complaint filed by Ford Global Technologies, LLC ("Ford GTL") of Dearborn, Michigan. An amended complaint was filed on December 12, 2005, and a supplemental letter was filed on December 22, 2005. The amended complaint, as supplemented, alleges violations of section 337 in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain automotive parts by reason of infringement of U.S. Design Patent Nos. D495,979; D496,890; D492,801; D501,685; D493,552; D497,579; D503,135; D491,119; D489,299; D489,658; D496,615; D503,912; D502,561; and D492,044. The complaint named as respondents: Keystone

Automotive Industries, Inc. of Pomona, California; U.S. Autoparts Network, Inc. of Carson, California; Gordon Auto Body Parts Co., Ltd. of Taiwan; Y.C.C. Parts Manufacturing Co., Ltd. of Taiwan; TYC Brother Industrial Co., Ltd. of Taiwan; and Depo Auto Parts Ind. Co., Ltd. of Taiwan (collectively “the respondents”). The complaint further alleged that an industry in the United States exists as required by subsection (a)(2) of section 337. On August 3, 2006, the Commission issued a notice not to review an ID granting partial termination of this investigation as to U.S. Patents: D492,801; D501,685; D489,299; and D489,658.

On June 21, 2006, the complainant Ford GTL moved for a summary determination that domestic activities relating to all of the design patents at issue satisfy the economic criteria of Section 337(a)(3).

The ALJ issued the subject ID on July 19, 2006, granting the motion for summary determination on the economic prong of the domestic industry requirement as to the patents in the investigation. The ALJ found that there was no genuine issue of material fact as to the economic prong of the domestic industry requirement and that the complainant had established that requirement. No party petitioned for review of the ID pursuant to 19 C.F.R. § 210.43(a).

The ID became the determination of the Commission on August 21, 2006, under Commission Rule 210.42(h)(3).

The authority for the Commission’s determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), and in sections 210.18 and 210.42(h) of the Commission’s Rules of Practice and Procedure.

By order of the Commission.

/s/

Marilyn R. Abbott  
Secretary to the Commission

Issued: October 30, 2006